PATENT/Docket No. PC27932A Serial No. 10/803,146 Response to Office Action of August 11, 2008

This listing of claims will replace all prior versions, and listings, of claims in the application:

## **Listing of Claims:**

Claims 1-24 (cancelled)

(previously presented) A pharmaceutical composition comprising a vehicle that comprises (a) an amphipathic oil that is water dispersible and ethanol insoluble,
(b) microcrystalline wax and (c) a pharmaceutically acceptable non-aqueous carrier; said vehicle having stably dispersed therein an anti-inflammatory agent in an anti-inflammatorily effective amount.

26. (currently amended) The composition of Claim 25 that is suitable for intramammary infusion to an udder of a milk producing animal for treatment and/or prevention of an inflammatory condition of the udder.

27. (previously presented) The composition of Claim 26 wherein the inflammatory condition is associated with mastitis.

Claims 28-32 (cancelled)

 (previously presented) The composition of Claim 25 wherein the antiinflammatory agent comprises a non-steroidal anti-inflammatory drug.

34. (previously presented) The composition of Claim 25 wherein the antiinflammatory agent comprises a selective COX-2 inhibitor.

35. (previously presented) The composition of Claim 34 wherein the selective COX-2 inhibitor is a compound having the formula

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$$R^5$$
  $R^6$ 

where  $R^5$  is a methyl or amino group,  $R^6$  is hydrogen or a  $C_{1-4}$  alkyl or alkoxy group, X' is N or  $CR^7$  where  $R^7$  is hydrogen or halogen, and Y and Z are independently carbon or nitrogen atoms defining adjacent atoms of a five- to six-membered ring that is optionally substituted at one or more positions with oxo, halo, methyl or halomethyl groups.

- 36. (previously presented) The composition of Claim 34 wherein the selective COX-2 inhibitor is selected from the group consisting of deracoxib, parecoxib, celecoxib, valdecoxib, rofecoxib, etoricoxib, lumiracoxib, 2-(3,5-difluorophenyl)-3-[4-(methylsulfonyl)phenyl]-2-cyclopenten-1-one, (S)-6,8-dichloro-2-(trifluoromethyl)-2H-1-benzopyran-3-carboxylic acid, 2-(3,4-difluorophenyl)-4-(3-hydroxy-3-methyl-1-butoxy)-5-[4-(methylsulfonyl)phenyl]-3-(2H)-pyridazinone, 4-[5-(4-fluorophenyl)-3-(trifluoromethyl)-1H-pyrazol-1-yl]benzenesulfonamide, 4-[5-(phenyl)-3-(trifluoromethyl)-1H-pyrazol-1-yl]benzenesulfonamide, salts and prodrugs thereof.
- 37. (previously presented) The composition of Claim 34 wherein said selective COX-2 inhibitor is present at a concentration of 0.01 to 1000 mg/ml.
- 38. (previously presented) The composition of Claim 34 wherein said selective COX-2 inhibitor is present at a concentration of 0.1 to 750 mg/ml.
- 39. (previously presented) The composition of Claim 34 wherein said selective COX-2 inhibitor is present at a concentration of 5 to 250 mg/ml.

- 40. (previously presented) The composition of Claim 25 wherein the amphipathic oil is a polyglycolized glyceride prepared by an alcoholosis reaction of natural triglycerides with polyethylene glycols.
- 41. (previously presented) The composition of Claim 40 wherein the polyglycolized glyceride comprises a main fatty acid component of oleic acid or linoleic acid.
- 42. (previously presented) The composition of Claim 40 wherein the polyglycolized glyceride comprises a main fatty acid component of oleic acid.
- 43. (currently amended) The composition of Claim 40 wherein the polyglycolized glyceride is peglicol 5-oleate pegicol 5-oleate.
- 44. (previously presented) The composition of Claim 25 wherein the amphipathic oil constitutes 0.01% to 99% weight/volume of the composition.
- 45. (previously presented) The composition of Claim 25 wherein the amphipathic oil constitutes 1% to 80% weight/volume of the composition.
- 46. (previously presented) The composition of Claim 25 wherein the amphipathic oil constitutes 3% to 25% weight/volume of the composition.
- 47. (previously presented) The composition of Claim 25 wherein the microcrystalline wax constitutes 0.001% to 50% weight/volume of the composition.
- 48. (previously presented) The composition of Claim 25 wherein the microcrystalline wax constitutes 0.1% to 40% weight/volume of the composition.
- 49. (previously presented) The composition of Claim 25 wherein the microcrystalline wax constitutes 1% to 15% weight/volume of the composition.
- 50. (previously presented) The composition of Claim 25 wherein the non-aqueous carrier is selected from the group consisting of vegetable oils, mineral oils,

medium to long chain fatty acids and alkyl esters thereof, propylene glycol diesters of medium to long chain fatty acids, mono-, di-, and triglyceryl esters of fatty acids, polyethylene glycols, and combinations thereof.

- 51. (previously presented) The composition of Claim 50 wherein the non-aqueous carrier is a vegetable oil selected from the group consisting of cottonseed oil, corn oil, sesame oil, soybean oil, olive oil, coconut oil, fractionated coconut oils, peanut oil, sunflower oil, safflower oil, almond oil, avocado oil, palm oil, palm kernel oil, babassu oil, beechnut oil, linseed oil, rape oil and combinations thereof.
- 52. (previously presented) The composition of Claim 50 wherein the non-aqueous carrier is cottonseed oil.
- 53. (previously presented) The composition of Claim 50 wherein the non-aqueous carrier comprises capric acid in an amount of 20% to 45% and caprylic acid in an amount of 45% to 80% by weight of the non-aqueous carrier.
- 54. (previously presented) The composition of Claim 25 wherein the non-aqueous carrier constitutes 0.5% to 99% weight/volume of the composition.
- 55. (previously presented) The composition of Claim 25 wherein the non-aqueous carrier constitutes 10% to 95% weight/volume of the composition.
- 56. (previously presented) The composition of Claim 25 wherein the non-aqueous carrier constitutes 40% to 90% weight/volume of the composition.
- 57. (previously presented) The composition of Claim 25 that further comprises at least one excipient selected from the group consisting of antioxidants, preservatives, stabilizers, wetting agents, lubricants, emulsifiers, salts for influencing osmotic pressure, coloring agents, alcohols and buffering agents.
- 58. (currently amended) The composition of Claim 40 25 wherein the polyglycolized

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glyceride is <u>peglicol 5-oleate</u> <u>pegicol 5-oleate</u>; the non-aqueous carrier is cottonseed oil; and the anti-inflammatory agent comprises a selective COX-2 inhibitor.

Claims 59-61 (cancelled)

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